

BEFORE THE FEDERAL ELECTION COMMISSION

2012 DEC 20 PM 3:49

In the Matter of )  
 ) RAD REFERRAL 12L-14  
Bachmann for Congress and Daniel Puhl )  
in his official capacity as treasurer )

CELA

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that in the executive session held on December 18, 2012, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
  - a. Open a MUR in RR 12L-14.
  - b. Find reason to believe that Bachmann for Congress and Daniel Puhl in his official capacity as treasurer violated 2 U.S.C. § 434(b).
  - c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated August 3, 2012, subject to the addition of the parenthetical, "(including three election-sensitive reports)," at the end of the sentence on Page 4, Line 15.
  - d. Enter into conciliation with Bachmann for Congress and Daniel Puhl in his official capacity as treasurer prior to a finding of probable cause to believe.
  - e.
  - f. Approve the appropriate letters.

Commissioners Bauerly, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Hunter, McGahn II, and Petersen dissented.

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2. Decided by a vote of 5-1 to:

- MUR # 6709
- a. Open a MUR in RR 12L-14.
  - b. Find reason to believe that Bachmann for Congress and Daniel Puhl in his official capacity as treasurer violated 2 U.S.C. § 434(b).
  - c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated August 3, 2012, subject to these changes:
    - (1) add the parenthetical, "(including two election-sensitive reports)," at the end of the sentence on Page 4, Line 15; and
    - (2) make technical and confirming edits consistent with the meeting discussion.
  - d. Enter into conciliation with Bachmann for Congress and Daniel Puhl in his official capacity as treasurer prior to a finding of probable cause to believe.
  - e.
  - f. Approve the appropriate letters.

Commissioners Bauerly, Hunter, McGahn II, Petersen, and Weintraub voted affirmatively for the decision. Commissioner Walther dissented.

Attest:

December 20, 2012  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

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